CMPs No. 19613 &
19614/2023 in FAO No. 126/1995

05.01.2024 Present: Mr. Vinod K. Gupta, Advocate, for the non-applicant/appellant.

Mr. Vanshaj Azad, Advocate, vice Mr. Rajul Chauhan, Advocate, for applicants/respondents No. 2 to 4.

CMP No. 19613/2023

No reply to the application is intended to be filed on behalf of the non-applicant/appellant.

Heard. Since applicants/respondents No. 2 to 4, Kaushalya Devi, Sanjeev Kumar and Ajay Thakur, have attained the age of majority, as is evident from their Matriculation certificates annexed with the application, the same is allowed, their guardianship is discharged and they are allowed to pursue their case in their own capacity.

The application stands disposed of.

CMP No. 19614/2023

The present application under Section 151 of the Code of Civil Procedure has been maintained by applicants/respondents No. 2 to 4, Kaushalya Devi, Sanjeev Kumar and Ajay Thakur, for release of the compensation amount, lying deposited in the Registry of this Court.

As per the applicants, they need the amount to meet out their day to day expenses. The application is duly supported with the affidavits of all the applicants.

Learned counsel for the non-applicant/appellant has no objection if compensation amount is released in favour of the applicants, as the award has attained finality and no appeal has been filed against judgment dated 31.12.2001, passed by this Court, in FAO No. 126 of 1995.

Heard. Having perused the averments made in the application, coupled with the fact that the award has attained finality, the application is allowed and the compensation amount, alongwith up-to-date interest, lying deposited in the Registry of this Court, is ordered to be released in favour of applicants/respondents No. 2 to 4, Kaushalya Devi, Sanjeev Kumar and Ajay Thakur, as per their respective shares, by remitting the same in their savings bank accounts, after due verification, details whereof has been given in para-7 of the application.

The application stands disposed of.

(Sushil Kukreja)
Judge

5th January, 2024
(raman)